GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - Prohibition & Excise Department - Allegation of Criminal Misconduct and Criminal Conspiracy against Sri Govinda Narasimhulu S/o Govinda Reddy, former Prohibition & Excise Assistant Commissioner, Kurnool (Retd) for his involvement in Liquor Syndicate Case of Kurnool District - Disciplinary action initiated - Case entrusted to Commission of Inquiries - Orders of Hon'ble High Court dated 04.03.2021 in W.P. No 5225/2021 - Implemented - orders - Issued.

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REVENUE (VIGILANCE.III) DEPARTMENT

G.O.Rt.No.558 Dated:08.09.2021

Read the following:

1. From the D.G., ACB, Lr.Rc.No.71/RCO-KUR/2012, Dt:07.11.2012 (Cr.No.2/RCO-KUR/2012)
2. Govt.Memo.No.49987/Vig.V(2)/2012-2, Dated:16.01.2013.
3. G.O.Rt.No.1118, Revenue (Vigilance. V) Department dt:17.07.2013.
4. Orders dated:04.03.2021 of the Hon'ble High Court of A.P in W.P.No.5225 of 2021.
5. G.O.Rt.No.508, Revenue (Vigilance.IV) Department Dt:11-08-2021
6. Writ appeal with SR.No.26696 of 2021 filed against the Orders dt:04.03.2021 of the Hon'ble High Court of A.P in W.P.No.5225 of 2021.

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ORDER:

In the reference 1st read above, the Director General, Anti Corruption Bureau has furnished final report on the allegations of Prohibition & Excise Officers involved in the liquor syndicate case pertaining to Kurnool District including Sri Govinda Narasimhulu S/o Govinda Reddy, former Prohibition & Excise Assistant Commissioner, Kurnool (Retd) while he was working as Prohibition & Excise Superintendent, Kurnool District as AO-27 and recommended for departmental action before Commission of Inquiries.

2. After examining the recommendations of the Director General, Anti Corruption Bureau, Sri Govinda Narasimhulu, former Prohibition & Excise Assistant Superintendent, Kurnool District is placed on his defence before Commission of Inquiries, among others, vide reference 2nd read above. A charge memo has been issued to Sri G.Narasimhulu, P&ES (Retd) vide reference 3rd read above.

3. Aggrieved by the above Charge memo, Sri G.Narasimhulu, P&ES (Retd) has filed Writ Petition No.5225/2021 before the Hon'ble High Court of A.P. The Hon'ble High Court, has passed the following orders in the said Writ Petition vide the reference 4th read above (operative portion):-

> "12. Undisputedly, in the case on hand, the incident of misconduct took place on 14.02.2009 and the charge memo was issued on 17.07.2013 almost after lapse of four (04) years. Therefore, by applying the law laid down in STATE OF UP's case (supra), the charge memo, dated 17.07.2013, is liable to be set aside.
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> 13. In the result, the Writ Petition is allowed setting aside the Charge Memo in G.O.Rt.No.1118, Revenue (VIGILANCE-V) Department, dated 17.07.2013 issued by the 1st respondent. The respondents are directed to release the pensionary benefits of the petitioner within three (03) months from today.
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> There shall be no order as to costs. As a sequel, miscellaneous petitions pending, if any, shall stand closed."

4. In pursuance of the above orders of the Hon'ble High Court of Andhra Pradesh at Amaravati, sanction was accorded for encashment of Earned Leave to Sri G.Narasimhulu, P&ES (Retd), vide the reference 5th read above. Further, Sri G.Narasimhulu, P&ES (Retd) has made a representation dt.11.08.2021 before the

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Government stating that he has retired as Asst.Commr., P&E at Karimnagar in the combined State on 31.10.2012 and he is drawing provisional pension from District Treasury Office, Karimnagar. Hence requested to direct the DTO, Karimnagar to draw his eligible full pensionary benefits with arrears as per rules. The request of individual directing the DTO, Karimnagar for payment of encasement of Earned Leave as sanctioned vide G.O.Rt.No.508 Revenue (Vigilance.IV) Department dt:11.08.2021 is under examination separately.

5. In the reference 6th read above, Government have filed Writ Appeal before the Hon'ble High Court of A.P against the order passed by the Learned Single Judge in the reference 4th read above.

6. Government, after careful examination of the matter, and in compliance and due respect to the orders dated:04.03.2021 of the Hon'ble High Court of A.P passed in W.P.No.5225 of 2021 filed by Sri Govinda Narasimhulu, P&ES, Kurnool (Retd), hereby implement the same and accord permission to release the pension and pensionary benefits to Sri Govinda Narasimhulu, P&ES, Kurnool (Retd), subject to outcome of the Writ Appeal filed before the Hon'ble High Court of Andhra Pradesh.

7. The Commissioner of Prohibition and Excise shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

RAJAT BHARGAVA
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
by Sri Govinda Narasimhulu, P&ES, Kurnool (Retd) through Commissioner, Prohibition and Excise, Andhra Pradesh, Vijayawada.
The Commissioner of Prohibition and Excise, Andhra Pradesh, Vijayawada.
The Spl.C.S to Government, Revenue (Vigilance) Department, Telangana Secretariat, Govt of Telangana, Hyderabad.
The Commissioner of Prohibition and Excise, Telangana, Hyderabad.
Copy to:
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Andhra Pradesh Vigilance Commission, Andhra Pradesh Secretariat, Velagapudi.
Sri K.Venkata Rami Reddy, Member, Commissioner of Inquiries, A.P.
The Government Pleader for Services - I, Andhra Pradesh High Court, Amaravati. w.r.t Writ Peition.No.5225/2021.
The Accountant General, Andhra Pradesh, Amavarathi @ Vijayawada/ Hyderabad.
The Director of Treasuries and Accounts, Andhra Pradesh, Vijayawada.
Sf/Sc

// FORWARDED :: BY ORDER//

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